



State of Wisconsin
1999-2000 LEGISLATURE

J

J/K

CORRECTIONS IN:

ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

Prepared by the Legislative Reference Bureau
(July 2, 1999)

- 1. Page 27, line 22: delete "representative" and substitute "representative of".
- 2. Page 788, line 19: delete "section 9139" and substitute "section 9158".
- 3. Page 999, line 5: delete "totalling" and substitute "totaling".

4. Page 1122, line 22: delete "under under" and substitute "under".

5. Page 1126, line 6: delete "exceed" and substitute "exceeds".

6. Page 1599, line 22: delete "(11)" and substitute "(1r)".

see #980
on page 422
on 6/1935/1

In proofing this part, please ensure that these changes ~~have~~ have also been incorporated

NOT RELEVANT.
conference amndt deletes



1 ✓✓ *b1925/1.4* **937**. Page 1106, line 11: delete that line and substitute:

2 ✓✓ *b1925/1.4* "SECTION 2078n. 118.30 (1m) (d) of the statutes is amended to
3 read:

4 118.30 (1m) (d) If the school board operates high school grades, beginning in
5 the 2000-01 ~~2002-03~~ school year administer the high school graduation
6 examination adopted by the school board under sub. (1g) (b) to all pupils enrolled in
7 the school district, including pupils enrolled in charter schools located in the school
8 district, in the 11th and 12th grades. The school board shall administer the
9 examination at least twice each school year. ~~The school board shall determine the~~
10 ~~high school grades in which the examination will be administered each school year~~
11 and may administer the examination only to pupils enrolled in the 11th and 12th
12 grades."

13 ✓✓ *b1925/1.5* **938**. Page 1107, line 13: after that line insert:

14 "(d) If the charter school operates high school grades, beginning in the 2002-03
15 school year, administer the high school graduation examination adopted by the
16 operator of the charter school under sub. (1g) (b) to all pupils enrolled in the 11th and
17 12th grades in the charter school. The operator of the charter school shall administer
18 the examination at least twice each school year and may administer the examination
19 only to pupils enrolled in the 11th and 12th grades."

20 ✓✓ *b1925/1.6* **939**. Page 1108, line 3: delete "(a), (am) or (b)".

21 ✓✓ *b1925/1.7* **940**. Page 1108, line 7: delete "(a), (am) or (b)".

22 ✓ *b1925/1.8* **941**. Page 1108, line 7: after that line insert:

23 ✓ *b1925/1.8* "SECTION 2082j. 118.30 (2) (e) of the statutes is created to read:

1 ✓ 118.30 (2) (e) A pupil's score on the examination administered under sub. (1m)
2 (d) or (1r) (d) shall be recorded on the pupil's transcript.”

3 ✓ *b1925/1.9* **942.** Page 1108, line 21: after that line insert:

4 ✓ *b1925/1.9* “SECTION 2086h. 118.33 (1) (f) of the statutes is created to read:

5 118.33 (1) (f) 1. By September 1, 2002, each school board operating high school
6 grades shall develop a written policy specifying criteria for granting a high school
7 diploma that are in addition to the requirements under par. (a). The criteria shall
8 include the pupil's score on the examination administered under s. 118.30 (1g) (d),
9 the pupil's academic performance, the recommendations of teachers and any other
10 criteria specified by the school board. Except as provided in subd. 2., the criteria
11 apply to pupils enrolled in charter schools located in the school district.

12 2. By September 1, 2002, each operator of a charter school under s. 118.40 (2r)
13 that operates high school grades shall develop a policy specifying criteria for
14 granting a high school diploma. The criteria shall include the pupil's score on the
15 examination administered under s. 118.30 (1r) (d), the pupil's academic
16 performance, the recommendations of teachers and any other criteria specified by
17 the operator of the charter school.

18 3. Beginning September 1, 2003, neither a school board nor an operator of a
19 charter school under s. 118.40 (2r) may grant a high school diploma to any pupil
20 unless the pupil has satisfied the criteria specified in the school board's or charter
21 school's policy under subd. 1. or 2.”.

✓22 * b1795/2.1* **943.** Page 1109, line 2: delete the material beginning with “, the”
23 and ending with “other” on line 3 and substitute “; the pupil's academic performance;

1 the recommendations of teachers, which shall be based solely on the pupil's academic
2 performance; and any other academic".

3 ✓✓ *b1795/2.2* **944.** Page 1109, line 17: delete the material beginning with “,
4 the” and ending with “other” on line 19 and substitute “; the pupil's academic
5 performance; the recommendations of teachers, which shall be based solely on the
6 pupil's academic performance; and any other academic”.

7 ✓✓ *b0966/1.1* **945.** Page 1110, line 18: delete the material beginning with that
8 line and ending with page 1111, line 7.

9 ✓✓ *b1281/1.2* **946.** Page 1111, line 15: after “paid” insert “per pupil”.

10 ✓✓ *b0964/1.1* **947.** Page 1111, line 23: delete the material beginning with that
11 line and ending with page 1112, line 7.

12 ✓✓ *b1900/3.4* **948.** Page 1115, line 18: delete the material beginning with that
13 line and ending with page 1116, line 12, and substitute:

14 ✓✓ *b1900/3.4* **SECTION 2107b.** 118.43 (6) (b) 6., 7. and 8. of the statutes are
15 created to read:

16 118.43 (6) (b) 6. In the 2000–01 school year, \$2,000 multiplied by the number
17 of low-income pupils enrolled in grades eligible for funding in each school in the
18 school district covered by contracts under sub. (3) (a) and (am). After making these
19 payments, the department shall pay school districts on behalf of schools that are
20 covered by contracts under sub. (3) (ar) an amount equal to \$2,000 multiplied by the
21 number of low-income pupils enrolled in grades eligible for funding in each school
22 in the school district covered by contracts under sub. (3) (ar). In making these
23 payments, the department shall give priority to schools that have the highest

1 percentage of low-income pupil enrollment and shall also ensure that it fully
2 distributes the amount appropriated.

3 7. In the 2001–02 and 2002–03 school years, \$2,000 multiplied by the number
4 of low-income pupils enrolled in grades eligible for funding in each school in the
5 school district covered by contracts under sub. (3) (am). After making these
6 payments, the department shall pay school districts on behalf of schools that are
7 covered by contracts under sub. (3) (ar), an amount equal to \$2,000 multiplied by the
8 number of low-income pupils enrolled in grades eligible for funding in each school
9 in the school district covered by contracts under sub. (3) (ar).

10 8. In the 2003–04 and 2004–05 school years, \$2,000 multiplied by the number
11 of low-income pupils enrolled in grades eligible for funding in each school in the
12 school district covered by contracts under sub. (3) (ar).

13 ✓✓*b1900/3.4* **SECTION 2107c.** 118.43 (6m) of the statutes is created to read:

14 118.43 (6m) **RULES.** The department shall promulgate rules to implement and
15 administer the payment of state aid under sub. (6).”

16 ✓✓*b1845/2.3* **949.** Page 1116, line 12: after that line insert:

17 ✓✓*b1845/2.3* **SECTION 2107d.** 118.43 (8) of the statutes is created to read:

18 118.43 (8) **STATE AID FOR DEBT SERVICE.** (a) Beginning in the 2000–01 school year,
19 a school district is eligible for aid under this subsection if it applies to the department
20 for approval of the amount of bonds specified in the copy of the resolution under 1999
21 Wisconsin Act (this act), section 9139 (2d). If the department approves the
22 amount before June 30, 2001, the department shall, from the appropriation under
23 s. 20.255 (2) (cs), pay each school district that issues bonds pursuant to a referendum
24 under 1999 Wisconsin Act (this act), section 9139 (2d), an amount equal to 20%

1 of the annual debt service cost on the bonds. This subsection does not apply to the
2 school district operating under ch. 119.

3 (b) The department shall promulgate rules to implement and administer this
4 subsection.”.

5 ✓ ***b0996/2.3* 950.** Page 1117, line 12: after that line insert:

6 ***b0996/2.3* “SECTION 2109c.** 119.23 (1) of the statutes is renumbered 119.23
7 (1) (intro.) and amended to read:

8 119.23 (1) (intro.) In this section, ~~“membership”~~;

9 (a) “Membership” has the meaning given in s. 121.004 (5).

10 ✓ ***b0996/2.3* SECTION 2109g.** 119.23 (1) (b) and (c) of the statutes are created
11 to read:

12 119.23 (1) (b) “Summer average daily membership equivalent” has the
13 meaning given in s. 121.004 (8).

14 (c) “Summer choice average daily membership equivalent” means the summer
15 average daily membership equivalent of pupils who were attending a private school
16 under this section on the 2nd Friday of January of the school term immediately
17 preceding that summer or whose applications have been accepted under sub. (3) for
18 attendance at the private school in the school term immediately following that
19 summer.”.

20 ✓ ***b1328/3.1* 951.** Page 1117, line 12: after that line insert:

21 ✓ ***b1328/3.1* “SECTION 2108m.** 119.04 (1) of the statutes is amended to read:

22 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
23 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
24 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to

1 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
2 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30
3 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(25)~~ (26), 120.125, 120.13 (1),
4 (2) (b) to (g), (3), (14), (17) to (19), (26), (34) and (35), 120.135 and 120.14 are
5 applicable to a 1st class city school district and board.”.

6 ✓ ***b1881/2.41* 952.** Page 1117, line 12: after that line insert:

7 ***b1881/2.41* “SECTION 2108g.** 119.16 (3) (b) of the statutes is amended to read:
8 119.16 (3) (b) ~~Schoolhouses~~ Except as provided in par. (c), schoolhouses and the
9 sites on which they are situated shall be the property of the city, ~~but no.~~ No site may
10 be purchased or leased and no schoolhouse may be constructed unless a resolution
11 therefor is duly adopted by the board. ~~Deeds~~ Except as provided in par. (c), deeds of
12 conveyance and leases shall be made to the city.

13 ✓ ***b1881/2.41* SECTION 2108r.** 119.16 (3) (c) of the statutes is created to read:
14 119.16 (3) (c) If the redevelopment authority of the city issues bonds under s.
15 66.431 (5r), the board may lease buildings or sites from the redevelopment authority
16 or borrow money from the redevelopment authority for the purposes of par. (a).

17 ✓ ***b1881/2.41* SECTION 2108s.** 119.16 (10) of the statutes is created to read:

18 119.16 (10) PUBLIC HEARINGS ON SCHOOL CONSTRUCTION. The board shall hold a
19 public hearing in each attendance district in which a new school that is financed with
20 bond proceeds under s. 66.431 (5r) is to be constructed.”.

21 ✓ ***b1817/1.1* 953.** Page 1117, line 14: delete “a total” and substitute “a an
22 average total”.

23 ✓ ***b1817/1.2* 954.** Page 1117, line 15: before “that” insert “over a 4-year
24 period”.

1 ✓ ***b1817/1.3* 955.** Page 1117, line 17: delete the material beginning with
2 "The" and ending with "section." on line 19.

3 ✓ ***b0996/2.4* 956.** Page 1117, line 20: before "(intro.," insert "(b)".

4 ✓ ***b0996/2.5* 957.** Page 1117, line 22: after "(4)" insert "(b)".

5 ✓ ***b0996/2.6* 958.** Page 1117, line 23: after "school" insert "during a school
6 term".

*INSERT A COPY OF 1348
line at
in white page*

7 ✓ ***b1850/1.1* 959.** Page 1118, line 1: delete lines 1 to 14 and substitute "to the
8 total amount to which the school district is entitled under s. 121.08 divided by the
9 school district membership, or an lesser of the following:

10 1. The amount equal to the private school's operating and debt service cost per
11 pupil that is related to educational programming, as determined by the department,
12 whichever is less.
13 (c) The state superintendent shall pay 25% of the total amount under par. (b)
14 in September, 25% in November, 25% in February and 25% in May. The state
15 superintendent may include the entire amount under sub. (4m) in one of those
16 instalments or apportion the entire amount among one or more of those instalments.
17 The department shall send the check to the private school. The parent or guardian
18 shall restrictively endorse the check for the use of the private school.
19 ✓ ***b1850/1.1* SECTION 2109s.** 119.23 (4) (b) 2. of the statutes is created to read:
20 119.23 (4) (b) 2. The sum of the amount paid per pupil under this subsection
21 in the previous school year and the amount of revenue increase per pupil allowed
22 under subch. VII of ch. 121 in the current school year".

23 ✓ ***b0996/2.11* 960.** Page 1118, line 11: after that line insert:

24 ***b0996/2.11* "SECTION 2109q.** 119.23 (4) (a) of the statutes is created to read:

keep period

1 119.23 (4) (a) Annually, on or before October 15, a private school participating
2 in the program under this section shall file with the department a report stating its
3 summer average daily membership equivalent and its summer choice average daily
4 membership equivalent for the purpose of sub. (4m).”.

5 ✓ ~~*b0996/2.15*~~ **961.** Page 1118, line 14: after that line insert:

6 ✓ ~~*b0996/2.15*~~ **SECTION 2109s.** 119.23 (4m) of the statutes is created to read:

7 119.23 (4m) Beginning in the 1999–2000 school year, in addition to the
8 payment under sub. (4) the state superintendent shall pay to the parent or guardian
9 of each pupil enrolled in a private school under this section, in the manner described
10 in sub. (4) (c), an amount determined by multiplying the payment under sub. (4) by
11 the quotient determined by dividing the summer choice average daily membership
12 equivalent of the private school by the total number of pupils for whom payments are
13 being made under sub. (4).”.

14 ✓ ~~*b1822/1.7*~~ **962.** Page 1121, line 18: after that line insert:

15 ✓ ~~*b1822/1.7*~~ **SECTION 2124m.** 120.12 (26) of the statutes is created to read:

16 120.12 (26) SCHOOL SAFETY PLANS. Have in effect a school safety plan for each
17 school in the school district.

18 ✓ ~~*b1822/1.7*~~ **SECTION 2124t.** 120.13 (1) (b) of the statutes is amended to read:

19 120.13 (1) (b) The school district administrator or any principal or teacher
20 designated by the school district administrator also may make rules, with the
21 consent of the school board, and may suspend a pupil for not more than 5 school days
22 or, if a notice of expulsion hearing has been sent under par. (c) 4 or (e) 4. or s. 119.25
23 (2) (c), for not more than a total of 15 consecutive school days for noncompliance with
24 such rules or school board rules, or for knowingly conveying any threat or false

1 information concerning an attempt or alleged attempt being made or to be made to
2 destroy any school property by means of explosives, for conduct by the pupil while
3 at school or while under the supervision of a school authority which endangers the
4 property, health or safety of others, or for conduct while not at school or while not
5 under the supervision of a school authority which endangers the property, health or
6 safety of others at school or under the supervision of a school authority or endangers
7 the property, health or safety of any employe or school board member of the school
8 district in which the pupil is enrolled. In this paragraph, conduct that endangers a
9 person or property includes making a threat to the health or safety of a person or
10 making a threat to damage property. Prior to any suspension, the pupil shall be
11 advised of the reason for the proposed suspension. The pupil may be suspended if
12 it is determined that the pupil is guilty of noncompliance with such rule, or of the
13 conduct charged, and that the pupil's suspension is reasonably justified. The parent
14 or guardian of a suspended minor pupil shall be given prompt notice of the
15 suspension and the reason for the suspension. The suspended pupil or the pupil's
16 parent or guardian may, within 5 school days following the commencement of the
17 suspension, have a conference with the school district administrator or his or her
18 designee who shall be someone other than a principal, administrator or teacher in
19 the suspended pupil's school. If the school district administrator or his or her
20 designee finds that the pupil was suspended unfairly or unjustly, or that the
21 suspension was inappropriate, given the nature of the alleged offense, or that the
22 pupil suffered undue consequences or penalties as a result of the suspension,
23 reference to the suspension on the pupil's school record shall be expunged. Such
24 finding shall be made within 15 days of the conference. A pupil suspended under this
25 paragraph shall not be denied the opportunity to take any quarterly, semester or

1 grading period examinations or to complete course work missed during the
2 suspension period, as provided in the attendance policy established under s. 118.16

3 (4) (a).

4 ✓ *b1822/1.7* **SECTION 2124u.** 120.13 (1)(c) 1. of the statutes is amended to read:

5 120.13 (1) (c) 1. The school board may expel a pupil from school whenever it
6 finds the pupil guilty of repeated refusal or neglect to obey the rules, or finds that a
7 pupil knowingly conveyed or caused to be conveyed any threat or false information
8 concerning an attempt or alleged attempt being made or to be made to destroy any
9 school property by means of explosives, or finds that the pupil engaged in conduct
10 while at school or while under the supervision of a school authority which
11 endangered the property, health or safety of others, or finds that a pupil while not
12 at school or while not under the supervision of a school authority engaged in conduct
13 which endangered the property, health or safety of others at school or under the
14 supervision of a school authority or endangered the property, health or safety of any
15 employe or school board member of the school district in which the pupil is enrolled,
16 and is satisfied that the interest of the school demands the pupil's expulsion. In this
17 subdivision, conduct that endangers a person or property includes making a threat
18 to the health or safety of a person or making a threat to damage property."

19 ✓ ✓ *b1852/3.8* **963.** Page 1121, line 18: after that line insert:

20 ✓ *b1852/3.8* "**SECTION 2124m.** 120.13 (14) of the statutes is amended to read:

21 120.13 (14) **DAY CARE PROGRAMS.** Establish and provide or contract for the
22 provision of day care programs for children. The school board may receive federal
23 or state funds for this purpose. The school board may charge a fee for all or part of
24 the cost of the service for participation in a day care program established under this

1 subsection. Costs associated with a day care program under this subsection may not
 2 be included in shared costs under s. 121.07 (6). Day care programs established under
 3 this subsection shall meet the standards for licensed day care centers established by
 4 the department of health and family services. If a school board proposes to contract
 5 for or renew a contract for the provision of a day care program under this subsection
 6 or if on July 1, 1996, a school board is a party to a contract for the provision of a day
 7 care program under this subsection, the school board shall refer the contractor or
 8 proposed contractor to the department of health and family services for the criminal
 9 history and child abuse record search required under s. 48.685. Each school board
 10 shall provide the department of health and family services with information about
 11 each person who is denied a contract for a reason specified in s. 48.685 ~~(2)~~ (4m) (a)
 12 1. to 5.”.

13 ✓✓ *b1938/1.4* **964.** Page 1121, line 18: after that line insert:

14 ✓✓ *b1938/1.4* **SECTION 2124r.** 120.13 (2) (g) of the statutes is amended to read:
 15 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
 16 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),
 17 632.85, 632.853, 632.855, 632.87 (4) and (5), 632.895 (9) to (13), 632.896, and 767.25
 18 (4m) (d), 767.51 (3m) (d) and 767.62 (4) (b) 4.”.

19 ✓✓ *b1328/3.2* **965.** Page 1122, line 11: after that line insert:

20 ✓✓ *b1328/3.2* **SECTION 2126m.** 120.135 of the statutes is created to read:

21 **120.135 Capital improvement fund.** (1) By the first day of the 6th month
 22 commencing after the effective date of this subsection [revisor inserts date], by a
 23 two-thirds vote of the members elect, a school board may adopt a resolution creating
 24 a capital improvement fund for the purpose of financing the cost of acquiring and

1 improving sites, constructing school facilities and major maintenance of or
2 remodeling, renovating and improving school facilities.

3 (2) If a tax incremental district that is located in whole or in part in the school
4 district is terminated before the maximum number of years that the tax incremental
5 district would have existed under s. 66.46 (7) (am) or (ar), in each year in which the
6 school board adopts a resolution by a two-thirds vote of the members elect expressing
7 its intention to do so until the year after the year in which the tax incremental district
8 would have been required to terminate under s. 66.46 (7) (am) or (ar), the school
9 board shall deposit into the capital improvement fund the percentage specified in the
10 resolution of the school district's portion of the positive tax increment of the tax
11 incremental district in that year, as determined by the department of revenue under
12 s. 66.46. If the value increment is less than \$300,000,000, the percentage specified
13 in the resolution may not exceed 66.7%.

14 (3) The school board shall use the balance of the school district's portion of the
15 positive tax increment of the tax incremental district to reduce the levy that
16 otherwise would be imposed.

17 (4) Money in the capital improvement fund may not be used for any purpose
18 or be transferred to any other fund without the approval of a majority of the electors
19 of the school district voting on the question at a referendum.

20 (5) The school board shall submit a report by January 1 of each odd-numbered
21 year to the governor and the joint committee on finance describing the use of the
22 moneys deposited into the fund under sub. (1) and the effects of that use.”

23 ✓✓*b1812/1.1* **966**. Page 1122, line 21: substitute “0.75” for “0.5”.

24 ✓✓*b1812/1.2* **967**. Page 1122, line 22: substitute “0.75” for “0.5”.

1 ✓✓ *b0736/1.1* **968**. Page 1122, line 22: after that line insert:

2 ✓ *b0736/1.1* "SECTION 2128m. 121.02 (1) (L) 5. of the statutes is repealed."

3 ✓✓ *b0996/2.16* **969**. Page 1122, line 22: after that line insert:

4 ✓ *b0996/2.16* "SECTION 2128m. 121.004 (8) of the statutes is amended to read:

5 121.004 (8) SUMMER AVERAGE DAILY MEMBERSHIP EQUIVALENT. "Summer average
6 daily membership equivalent" is the ~~sum of all~~ total number of minutes in which
7 pupils are enrolled in academic summer classroom classes or laboratory periods in
8 which each pupil is enrolled as determined by multiplying the total number of
9 periods in each day in which the pupil is enrolled by the total number of days for
10 which the pupil is enrolled, as defined by the state superintendent under s. 121.14,
11 divided by 1,080 ~~48,600~~."

12 ✓✓ *b1806/1.33* **970**. Page 1123, line 7: after that line insert:

13 ✓ *b1806/1.33* "SECTION 2131d. 121.05 (1) (a) 8. of the statutes is amended to
14 read:

15 121.05 (1) (a) 8. Pupils enrolled in a ~~residential school operated by the state the~~
16 Wisconsin School for the Deaf or the school operated by the Wisconsin Center for the
17 Blind and Visually Impaired under subch. III of ch. 115 for whom the school district
18 is paying tuition under s. 115.53 (2) determined by multiplying the total number of
19 periods in each day in which the pupils are enrolled in the local public school by the
20 total number of days for which the pupils are enrolled in the local public school and
21 dividing the product by 1,080."

22 ✓✓ *b1328/3.3* **971**. Page 1124, line 5: after "commenced" insert ", excludes any
23 expenditures from a capital improvement fund created under s. 120.135".

24 ✓ PG ✓ *b0996/2.17* **972**. Page 1124, line 21: after "(4)" insert "and (4m)".

1 *PSV* ✓ *b1281/1.4* **973**. Page 1124, line 21: delete “ss. 118.40 (2r) (e) and 119.23 (4)”
2 and substitute “s. 118.40 (2r)”.

3 ✓ *b1281/1.5* **974**. Page 1124, line 24: after “(ac)” insert “, calculated as if the
4 reduction under par. (c) had not occurred”.

5 ✓ *b1281/1.6* **975**. Page 1125, line 2: after “(ac)” insert “, calculated as if the
6 reduction under par. (c) had not occurred.”.

7 ✓ *b1281/1.7* **976**. Page 1125, line 2: after that line insert:

8 “(b) The amount of state aid that the school district operating under ch. 119 is
9 eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also be reduced
10 by 50% of the amounts paid under s. 119.23 (4) and (4m) in the current school year.

11 (c) The amount of state aid that each school district other than the school
12 district operating under ch. 119 is eligible to be paid from the appropriation under
13 s. 20.255 (2) (ac) shall also be reduced by an amount calculated as follows:

14 1. Add the amounts paid under s. 119.23 (4) and (4m) in the current school year
15 and divide the sum by 2.

16 2. Divide the result obtained under subd. 1. by the total amount of state aid that
17 all school districts other than the school district operating under ch. 119 are eligible
18 to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the
19 reduction under par. (a) had not occurred.

20 3. Multiply the amount of state aid that the school district is eligible to be paid
21 from the appropriation under s. 20.225 (2) (ac), calculated as if the reduction under
22 par. (a) had not occurred, by the quotient under subd. 2.”.

****NOTE: Section 119.23 (4m), which is cross-referenced in this SECTION, is created
in 1999 LRBb1284.

23

✓ *b1281/1.8* **977**. Page 1125, line 3: substitute “(d)” for “(b)”.

*see [unclear] [unclear]
p 1356 l 23*

*Steps 978m. 1
978r. 1*

1

✓ *b1281/1.9* **978**. Page 1125, line 4: delete "par. (a)" and substitute "pars. (a)

2 to (c)".

CCC

Del [unclear] 91356 l 2P

P6 x ME

3 ✓ *b1328/3.4* **979**. Page 1126, line 5: after "~~add~~" insert "~~less the amount of any~~

4 revenue limit increase under s. 121.91 (4) (h)."

MSL

5 ✓ *b0971/1.3* **980**. Page 1126, line 5: delete the material beginning with "less"

6 and ending with "decimal." on line 22.

*Del [unclear]
MSL
9357-16*

7 ✓ *b1845/2.4* **981**. Page 1126, line 25: before "(fm)" insert "(cs)".

restore

8 ✓ *b1759/1.1* **982**. Page 1127, line 17: after that line insert:

9 ✓ *b1759/1.1* "SECTION 2142b. 121.41 (2) of the statutes is amended to read:

10 121.41 (2) FEES. A school board or the technical college system board may
11 establish and collect reasonable fees for any driver education program or part of a
12 program which is neither required for nor credited toward graduation. The school
13 board or the technical college system board may waive any fee established under this
14 subsection for any indigent pupil."

15 ✓ *b1806/1.34* **983**. Page 1127, line 17: after that line insert:

16 ✓ *b1806/1.34* "SECTION 2142m. 121.54 (3) of the statutes is amended to read:

17 121.54 (3) TRANSPORTATION FOR CHILDREN WITH DISABILITIES. Every school board
18 shall provide transportation for children with disabilities, as defined in s. 115.76 (5),
19 to any public or private elementary or high school, to the ~~Wisconsin~~ school for the
20 ~~visually handicapped~~ school operated by the Wisconsin Center for the Blind and
21 Visually Impaired or the Wisconsin school School for the deaf ~~Deaf~~ or to any special
22 education program for children with disabilities sponsored by a state tax-supported
23 institution of higher education, including a technical college, regardless of distance,
24 if the request for such transportation is approved by the state superintendent.

1 Approval shall be based on whether or not the child can walk to school with safety
2 and comfort. Section 121.53 shall apply to transportation provided under this
3 subsection.”

4 ✓✓ *b1881/2.42* **984.** Page 1130, line 9: on lines 9 and 13, delete “(5) (a) 4.” and
5 substitute “(5r)”.

6 ✓✓ *b1881/2.43* **985.** Page 1130, line 18: delete “DEBT SERVICE. The” and
7 substitute “LEASE OR LOAN PAYMENTS. If the”.

8 ✓✓ *b1881/2.44* **986.** Page 1130, line 19: after “119” insert “leases buildings or
9 sites from the redevelopment authority of the city or borrows money from the
10 redevelopment authority of the city under s. 119.16 (3) (c), it”.

11 ✓✓ *b1881/2.45* **987.** Page 1130, line 20: delete “pay debt service on bonds
12 issued under s. 66.431 (5m)” and substitute “make lease payments or repay the loan”.

13 ✓✓ *b1881/2.46* **988.** Page 1130, line 21: delete “pay the debt service” and
14 substitute “make lease payments or repay the loan”.

15 ✓✓ *b1924/2.1* **989.** Page 1132, line 3: before that line insert:

16 *b1924/2.1* “SECTION 2146x. 121.90 (1) (c) of the statutes is amended to read:
17 121.90 (1) (c) In determining a school district’s revenue limit in the 2000–01
18 school year, a number equal to 20% of the summer enrollment in 1998 shall be
19 included in the number of pupils enrolled on the 3rd Friday of September 1998; a
20 number equal to 20% of the summer enrollment in 1999 shall be included in the
21 number of pupils enrolled on the 3rd Friday of September 1999; and a number equal
22 to ~~20%~~ 40% of the summer enrollment in the year 2000 shall be included in the
23 number of pupils enrolled on the 3rd Friday of September 2000.

1 ✓✓ ***b1924/2.1* SECTION 2146y.** 121.90 (1) (d) of the statutes is repealed and
2 recreated to read:

3 121.90 (1) (d) In determining a school district's revenue limit in the 2001–02
4 school year, a number equal to 20% of the summer enrollment in the year 1999 shall
5 be included in the number of pupils enrolled on the 3rd Friday of September 1999;
6 a number equal to 40% of the summer enrollment in the year 2000 shall be included
7 in the number of pupils enrolled on the 3rd Friday of September 2000; and a number
8 equal to 40% of the summer enrollment in the year 2001 shall be included in the
9 number of pupils enrolled on the 3rd Friday of September 2001.

10 ✓✓ ***b1924/2.1* SECTION 2146ym.** 121.90 (1) (dm) of the statutes is created to
11 read:

12 121.90 (1) (dm) In determining a school district's revenue limit in the 2002–03
13 school year, a number equal to 40% of the summer enrollment in the year 2000 shall
14 be included in the number of pupils enrolled on the 3rd Friday of September 2000;
15 a number equal to 40% of the summer enrollment in the year 2001 shall be included
16 in the number of pupils enrolled on the 3rd Friday of September 2001; and a number
17 equal to 40% of the summer enrollment in the year 2002 shall be included in the
18 number of pupils enrolled on the 3rd Friday of September 2002.

19 ✓✓ ***b1924/2.1* SECTION 2146z.** 121.90 (1) (dr) of the statutes is created to read:

20 121.90 (1) (dr) In determining a school district's revenue limit in the 2003–04
21 school year and in each school year thereafter, a number equal to 40% of the summer
22 enrollment shall be included in the number of pupils enrolled on the 3rd Friday of
23 September of each appropriate school year.”

1 ✓ ***b1926/1.1* 990.** Page 1135, line 24: delete the material beginning with that
2 line and ending with page 1136, line 9.

3 ✓ ***b1328/3.5* 991.** Page 1136, line 9: after that line insert:

4 ✓ ***b1328/3.5* "SECTION 2158m.** 121.91 (4) (h) of the statutes is created to read:
5 121.91 (4) (h) The limit otherwise applicable to a school district under sub. (2m)
6 in any school year is increased by an amount equal to the amount deposited into the
7 capital improvement fund under s. 120.135 in that school year.”

8 ✓ ***b0868/1.1* 992.** Page 1137, line 5: after that line insert:

9 ✓ ***b0868/1.1* "SECTION 2164r.** 125.12 (1) (a) of the statutes is amended to read:
10 125.12 (1) (a) Except as provided in ~~par. (b)~~ this subsection, any municipality
11 or the department may revoke, suspend or refuse to renew any license or permit
12 under this chapter, as provided in this section.

13 ✓ ***b0868/1.1* SECTION 2164s.** 125.12 (1) (c) of the statutes is created to read:

14 125.12 (1) (c) Neither a municipality nor the department may consider an
15 arrest or conviction for a violation punishable under s. 945.03 (2m), 945.04 (2m) or
16 945.05 (1m) in any action to revoke, suspend or refuse to renew a Class “B” or “Class
17 B” license or permit.”

18 ✓ ***b0809/1.1* 993.** Page 1139, line 11: after that line insert:

19 ✓ ***b0809/1.1* "SECTION 2165m.** 125.51 (4) (v) 2. of the statutes is amended to
20 read:

21 125.51 (4) (v) 2. A hotel that has ~~100~~ 50 or more rooms of sleeping
22 accommodations and that has either an attached restaurant with a seating capacity
23 of 150 or more persons or a banquet room in which banquets attended by 400 or more
24 persons may be held.”

1 ✓✓ *b1117/2.1* **994**. Page 1139, line 11: after that line insert:

2 ✓ *b1117/2.1* **SECTION 2167m**. 134.48 of the statutes is created to read:

3 **134.48 Contracts for the display of free newspapers. (1) DEFINITIONS.**

4 In this section:

5 (a) "Newspaper" means a publication that is printed on newsprint and that is
6 published, printed and distributed periodically at daily, weekly or other short
7 intervals for the dissemination of current news and information of a general
8 character and of a general interest to the public.

9 (b) "Place of public accommodation" means a business, accommodation,
10 refreshment, entertainment, recreation or transportation facility where goods,
11 services, facilities, privileges, advantages or accommodations are offered, sold or
12 otherwise made available to the public.

13 (2) A contract for the display of a newspaper that is distributed free of charge
14 to the public in a place of public accommodation may not prohibit the person
15 displaying the newspaper for distribution from displaying any other newspaper that
16 is distributed free of charge to the public. A provision in a contract that violates this
17 subsection is unenforceable, but does not affect the enforceability of the remaining
18 provisions of the contract."

19 ✓ *b1139/1.1* **995**. Page 1139, line 11: after that line insert:

20 *b1139/1.1* **SECTION 2165L**. 125.51 (3m) (c) of the statutes is amended to
21 read:

22 125.51 (3m) (c) A "Class C" license may be issued to a person qualified under
23 s. 125.04 (5) for a restaurant in which the sale of alcohol beverages accounts for less
24 than 50% of gross receipts and which does not have a barroom if the municipality's

1 quota under sub. (4) prohibits the municipality from issuing a "Class B" license to
2 that person or for a restaurant in which the sale of alcohol beverages accounts for less
3 than 50% of gross receipts and which has a barroom in which wine is the only
4 intoxicating liquor sold. A "Class C" license may not be issued to a foreign
5 corporation, a foreign limited liability company or a person acting as agent for or in
6 the employ of another."

7 ✓ ***b1671/1.6* 996.** Page 1139, line 11: after that line insert:

8 ✓ ***b1671/1.6* "SECTION 2166a.** 138.052 (5) (am) 2. a. of the statutes is amended
9 to read:

10 138.052 (5) (am) 2. a. On January 1, 1994, and annually thereafter, the division
11 of banking for banks, the division of savings ~~and loan~~ institutions for savings and
12 loan associations and savings banks and the office of credit unions for credit unions
13 shall determine the interest rate that is the average of the interest rates paid,
14 rounded to the nearest one-hundredth of a percent, on regular passbook deposit
15 accounts by institutions under the division's or office's jurisdiction at the close of the
16 last quarterly reporting period that ended at least 30 days before the determination
17 is made.

18 ✓ ✓ ***b1671/1.6* SECTION 2168a.** 138.055 (4) (a) of the statutes is amended to read:

19 138.055 (4) (a) The division of savings ~~and loan~~ institutions, if the lender is a
20 savings and loan association or savings bank;

21 ✓ ***b1671/1.6* SECTION 2169a.** 138.056 (1) (a) 4. a. of the statutes is amended to
22 read:

23 138.056 (1) (a) 4. a. The division of savings ~~and loan~~ institutions, if the lender
24 is a savings and loan association or savings bank;".

1 ✓ ***b1673/1.1* 997.** Page 1139, line 11: after that line insert:

2 ✓ ***b1673/1.1*** "SECTION 2167a. 138.052 (5) (am) 2. b. of the statutes is amended
3 to read:

4 138.052 (5) (am) 2. b. The office of credit unions and the division of banking
5 shall report the rate calculated to the division of savings and loan institutions within
6 5 days after the date on which the determination is made. The division of savings
7 and loan institutions shall calculate the average, rounded to the nearest
8 one-hundredth of a percent, of the 3 rates and report that interest rate to the revisor
9 of statutes within 5 days after the date on which the determination is made."

10 ✓ ***b1744/3.1* 998.** Page 1139, line 11: after that line insert:

11 ✓ ***b1744/3.1*** "SECTION 2167x. 134.73 of the statutes is created to read:

12 **134.73 Identification of prisoner making telephone solicitation. (1)**

13 DEFINITIONS. In this section:

14 (a) "Contribution" has the meaning given in s. 440.41 (5).

15 (b) "Prisoner" means a prisoner of any public or private correctional or
16 detention facility that is located within or outside this state.

17 (c) "Solicit" has the meaning given in s. 440.41 (8).

18 (d) "Telephone solicitation" means the unsolicited initiation of a telephone
19 conversation for any of the following purposes:

20 1. To encourage a person to purchase property, goods or services.

21 2. To solicit a contribution from a person.

22 3. To conduct an opinion poll or survey.

23 (2) REQUIREMENTS. A prisoner who makes a telephone solicitation shall do all
24 of the following immediately after the person called answers the telephone:

1 (a) Identify himself or herself by name.

2 (b) State that he or she is a prisoner.

3 (c) Inform the person called of the name of the correctional or detention facility
4 in which he or she is a prisoner and the city and state in which the facility is located.

5 (3) TERRITORIAL APPLICATION. (a) *Intrastate*. This section applies to any
6 intrastate telephone solicitation.

7 (b) *Interstate*. This section applies to any interstate telephone solicitation
8 received by a person in this state.

9 (4) PENALTIES. (a) A prisoner who violates this section may be required to forfeit
10 not more than \$500.

11 (b) If a person who employes a prisoner to engage in telephone solicitation is
12 concerned in the commission of a violation of this section as provided under s. 134.99,
13 the person may be required to forfeit not more than \$10,000.

14 ✓*b1744/3.1* SECTION 2167z. 134.95 (2) of the statutes is amended to read:

15 134.95 (2) SUPPLEMENTAL FORFEITURE. If a fine or a forfeiture is imposed on a
16 person for a violation under s. 100.171, 100.173, 100.174, 100.175, 100.177, 134.71,
17 134.72, 134.73 or 134.87 or ch. 136 or a rule promulgated under these sections or that
18 chapter, the person shall be subject to a supplemental forfeiture not to exceed
19 \$10,000 for that violation if the conduct by the defendant, for which the fine or
20 forfeiture was imposed, was perpetrated against an elderly person or disabled person
21 and if any of the factors under s. 100.264 (2) (a), (b) or (c) is present.”.

22 ✓*b1843/3.1* 999. Page 1139, line 11: after that line insert:

23 ✓*b1843/3.1* “SECTION 2166e. 135.02 (3) of the statutes is renumbered 135.02

24 (3) (intro.) and amended to read:

1 135.02 (3) (intro.) “Dealership” means a any of the following:

2 (a) A contract or agreement, either expressed or implied, whether oral or
3 written, between 2 or more persons, by which a person is granted the right to sell or
4 distribute goods or services, or use a trade name, trademark, service mark, logotype,
5 advertising or other commercial symbol, in which there is a community of interest
6 in the business of offering, selling or distributing goods or services at wholesale,
7 retail, by lease, agreement or otherwise.

8 √*b1843/3.1* SECTION 2166m. 135.02 (3) (b) of the statutes is created to read:

9 135.02 (3) (b) A contract or agreement, either expressed or implied, whether
10 oral or written, between 2 or more persons by which a wholesaler, as defined in s.
11 125.02 (21), is granted the right to sell or distribute intoxicating liquor, as defined
12 in s. 125.02 (8), or use a trade name, trademark, service mark, logotype, advertising
13 or other commercial symbol related to intoxicating liquor. This paragraph does not
14 apply to dealerships described in s. 135.066 (5) (a) and (b).

15 *b1843/3.1* SECTION 2166s. 135.066 of the statutes is created to read:

16 **135.066 Intoxicating liquor dealerships. (1) LEGISLATIVE FINDINGS.** The
17 legislature finds that a balanced and healthy 3-tier system for distributing
18 intoxicating liquor is in the best interest of this state and its citizens; that the 3-tier
19 system for distributing intoxicating liquor has existed since the 1930’s; that a
20 balanced and healthy 3-tier system ensures a level system between the
21 manufacturer and wholesale tiers; that a wholesale tier consisting of numerous
22 healthy competitors is necessary for a balanced and healthy 3-tier system; that the
23 number of intoxicating liquor wholesalers in this state is in significant decline; that
24 this decline threatens the health and stability of the wholesale tier; that the
25 regulation of all intoxicating liquor dealerships, regardless of when they were

1 entered into, is necessary to promote and maintain a wholesale tier consisting of
2 numerous healthy competitors; and that the maintenance and promotion of the
3 3-tier system will promote the public health, safety and welfare. The legislature
4 further finds that a stable and healthy wholesale tier provides an efficient and
5 effective means for tax collection. The legislature further finds that dealerships
6 between intoxicating liquor wholesalers and manufacturers have been subject to
7 state regulation since the enactment of the 21st Amendment to the U.S. Constitution
8 and that the parties to those dealerships expect changes to state legislation
9 regarding those dealerships.

10 (2) DEFINITIONS. In this section:

11 (a) “Intoxicating liquor” has the meaning given in s. 125.02 (8).

12 (b) “Net revenues” means the gross dollar amount received from the sale of
13 intoxicating liquor minus adjustments for returns, discounts and allowances.

14 (c) “Wholesaler” has the meaning given in s. 125.02 (21).

15 (d) “Wine” has the meaning given in 125.02 (22).

16 (3) LIABILITY OF TRANSFEREE OF INTOXICATING LIQUOR GRANTOR. (a) In this
17 subsection:

18 1. “Goodwill” includes the use of a trademark, trade name, logotype or other
19 commercial symbol, and the use of a variation of a trademark, trade name, logotype,
20 advertisement or other commercial symbol.

21 2. “Transferee” means a person who acquires any asset or activity of a grantor’s
22 intoxicating liquor business and who uses the goodwill associated with the
23 intoxicating liquor of the grantor.

1 (b) A transferee shall be bound by each of the grantor's dealerships with the
2 grantor's wholesalers and consequently shall be considered a grantor for purposes
3 of, and shall comply with, the requirements of this chapter.

4 (4) CHANGE IN OWNERSHIP. (a) In this subsection, "successor wholesaler" means
5 a wholesaler who succeeds to the management, ownership or control of a wholesaler
6 or wholesaler's business or any part of a wholesaler's business by any means
7 including by stock purchase, sale of assets or transfer or assignment of a brand of
8 intoxicating liquor that is the subject of a dealership agreement.

9 (b) A change in the management, ownership or control of a wholesaler, a
10 wholesaler's business or any part of a wholesaler's business is not good cause for a
11 grantor to terminate, cancel, fail to renew or substantially change the competitive
12 circumstances of its dealership with a successor wholesaler if the successor
13 wholesaler meets the grantor's reasonable and material qualifications for
14 wholesaler applicants in effect at the time of the change. If the successor wholesaler
15 meets the grantor's reasonable and material qualifications for wholesaler applicants
16 in effect at the time of the change, the successor wholesaler shall succeed to the
17 dealership rights of the predecessor wholesaler and the grantor shall continue to be
18 bound by the dealership.

19 (5) NONAPPLICABILITY. This section does not apply to any of the following
20 dealerships:

21 (a) Dealerships in which a grantor, including any affiliate, division or
22 subsidiary of the grantor, has never produced more than 200,000 gallons of
23 intoxicating liquor in any year.

24 (b) Dealerships in which the dealer's net revenues from the sale of all of the
25 grantor's brands of intoxicating liquor, except wine, constitute less than 5% of the

1 dealer's total net revenues from the sale of intoxicating liquor, except wine, during
2 the dealer's most recent fiscal year preceding a grantor's cancellation or alteration
3 of a dealership and the dealer's net revenues from the sale of all of the grantor's
4 brands of wine constitute less than 5% of the dealer's total net revenues from the sale
5 of wine during the dealer's most recent fiscal year preceding a grantor's cancellation
6 or alteration of a dealership.

7 (6) SEVERABILITY. The provisions of this section are severable as provided in s.
8 990.001 (11).".

9 ✓ ~~b1864/2.2~~* **1000**. Page 1139, line 11: after that line insert:

10 ✓ ~~b1864/2.2~~* **SECTION 2165m**. 134.66 (2) (a) of the statutes is amended to read:

11 134.66 (2) (a) No retailer, manufacturer, distributor, jobber or subjobber, no
12 agent, employe or independent contractor of a retailer, manufacturer, distributor,
13 jobber or subjobber and no agent or employe of an independent contractor may sell
14 or provide for nominal or no consideration cigarettes or tobacco products to any
15 person under the age of 18, except as provided in s. ~~938.983 (3)~~ 254.92 (2) (a). A
16 vending machine operator is not liable under this paragraph for the purchase of
17 cigarettes or tobacco products from his or her vending machine by a person under the
18 age of 18 if the vending machine operator was unaware of the purchase.

19 ✓ ~~b1864/2.2~~* **SECTION 2165n**. 134.66 (2) (b) 1. of the statutes is amended to
20 read:

21 134.66 (2) (b) 1. A retailer shall post a sign in areas within his or her premises
22 where cigarettes or tobacco products are sold to consumers stating that the sale of
23 any cigarette or tobacco product to a person under the age of 18 is unlawful under
24 this section and s. ~~938.983~~ 254.92.

1 ✓✓ *b1864/2.2* SECTION 2165p. 134.66 (2) (b) 2. of the statutes is amended to
2 read:

3 134.66 (2) (b) 2. A vending machine operator shall attach a notice in a
4 conspicuous place on the front of his or her vending machines stating that the
5 purchase of any cigarette or tobacco product by a person under the age of 18 is
6 unlawful under s. ~~938.983~~ 254.92 and that the purchaser is subject to a forfeiture of
7 not to exceed \$25.”.

8 ✓✓ *b1839/3.19* 1001. Page 1139, line 19: after that line insert:

9 ✓✓ *b1839/3.19* “SECTION 2169pc. 138.09 (1m) (b) 1. (intro.) of the statutes is
10 amended to read:

11 138.09 (1m) (b) 1. (intro.) ~~An~~ Except as provided in par. (c), an application
12 under par. (a) for a license shall contain the following:

13 ✓✓ *b1839/3.19* SECTION 2169pf. 138.09 (1m) (c) of the statutes is created to read:

14 138.09 (1m) (c) 1. If an applicant who is an individual does not have a social
15 security number, the applicant, as a condition of applying for or applying to renew
16 a license, shall submit a statement made or subscribed under oath or affirmation to
17 the division that the applicant does not have a social security number. The form of
18 the statement shall be prescribed by the department of workforce development.

19 2. Notwithstanding sub. (3) (b), any license issued or renewed in reliance upon
20 a false statement submitted by an applicant under subd. 1. is invalid.

21 ✓✓ *b1839/3.19* SECTION 2169pm. 138.09 (3) (am) 1. of the statutes is amended
22 to read:

23 138.09 (3) (am) 1. The applicant fails to provide the any information required
24 under sub. (1m) (b).”.

1 ✓ ***b1063/1.1* 1002.** Page 1139, line 23: after that line insert:

2 ***b1063/1.1* "SECTION 2169s.** 139.03 (5) (b) of the statutes is renumbered
3 139.03 (5) (b) 1. and amended to read:

4 139.03 (5) (b) 1. Any Except as provided in subd. 2., any person, except an
5 underage person as defined under s. 125.02 (20m), who leaves a foreign country, after
6 spending at least 48 hours in that foreign country, with the purpose of entering this
7 state may have in that person's possession and bring into the state intoxicating
8 liquor or wine in sealed original containers in amounts not to exceed, in the
9 aggregate, 4 liters without payment of the tax imposed under this subchapter. The
10 4 liters of tax-free intoxicating liquor and wines may not be sent, shipped or carried
11 into the state other than in the immediate possession of the person as qualified by
12 this subsection.

13 ✓ ***b1063/1.1* SECTION 2169t.** 139.03 (5) (b) 2. of the statutes is created to read:

14 139.03 (5) (b) 2. A person who is a member of the national guard, the U. S.
15 armed forces or a reserve component of the U. S. armed forces; who is a state resident;
16 and who leaves a foreign country, after spending at least 48 hours in that foreign
17 country on duty or for training, with the purpose of entering into this state may bring
18 into the state, in sealed original containers and in the person's immediate possession,
19 intoxicating liquor and wine in an aggregate amount not exceeding 16 liters without
20 paying the tax imposed under this subchapter on that amount.”.

21 ✓ ***b1672/1.1* 1003.** Page 1139, line 23: after that line insert:

22 ✓ ***b1672/1.1* "SECTION 2170a.** 138.12 (5) (a) of the statutes is amended to read:

1 138.12 (5) (a) The ~~commissioner~~ division may revoke or suspend the license of
2 any insurance premium finance company if the ~~commissioner~~ division finds that any
3 of the following:

- 4 1. Any license issued to such company was obtained by fraud_s.
- 5 2. There was any misrepresentation in the application for the license_s.
- 6 3. The holder of such license has otherwise shown himself or herself
7 untrustworthy or incompetent to act as a premium finance company_s.
- 8 4. ~~Such~~ The company has violated any provision of this section, ~~or~~.
- 9 5. ~~Such~~ The company has been rebating part of the service charge as allowed
10 and permitted herein to any insurance agent or insurance broker or any employe of
11 an insurance agent or insurance broker or to any other person as an inducement to
12 the financing of any insurance policy with the premium finance company.”.

13 ✓✓ *b1839/3.20* **1004.** Page 1139, line 23: after that line insert:

14 ✓ *b1839/3.20* **SECTION 2170d.** 138.12 (3) (d) 1. (intro.) of the statutes is
15 amended to read:

16 138.12 (3) (d) 1. (intro.) ~~An~~ Except as provided in par. (e), an application for
17 a license under this section shall contain the following:

18 ✓ *b1839/3.20* **SECTION 2170g.** 138.12 (3) (e) of the statutes is created to read:

19 138.12 (3) (e) 1. If an applicant who is an individual does not have a social
20 security number, the applicant, as a condition of applying for or applying to renew
21 a license under this section, shall submit a statement made or subscribed under oath
22 or affirmation to the division that the applicant does not have a social security
23 number. The form of the statement shall be prescribed by the department of
24 workforce development.

1 2. Any license issued or renewed in reliance upon a false statement submitted
2 by an applicant under subd. 1. is invalid.

3 ✓ ***b1839/3.20* SECTION 2170n.** 138.12 (5) (am) 1. c. of the statutes is amended
4 to read:

5 138.12 (5) (am) 1. c. In the case of a licensee who is an individual, the applicant
6 ~~fails to provide his or her social security number,~~ fails to comply, after appropriate
7 notice, with a subpoena or warrant that is issued by the department of workforce
8 development or a county child support agency under s. 59.53 (5) and that is related
9 to paternity or child support proceedings or the applicant is delinquent in making
10 court-ordered payments of child or family support, maintenance, birth expenses,
11 medical expenses or other expenses related to the support of a child or former spouse,
12 as provided in a memorandum of understanding entered into under s. 49.857. An
13 applicant whose renewal application is denied under this subd. 1. c. is entitled to a
14 notice and hearing under s. 49.857 but is not entitled to a hearing under par. (b).”.

15 ✓ ***b1207/1.2* 1005.** Page 1140, line 3: delete that line.

16 ✓ ***b0923/1.1* 1006.** Page 1140, line 6: after that line insert:

17 ✓ ***b0923/1.1* “SECTION 2171p.** 139.32 (5) of the statutes is amended to read:

18 139.32 (5) Manufacturers and distributors having a permit from the secretary
19 shall receive a discount of ~~1.6%~~ 2% of the tax.”.

20 ✓ ***b0935/3.1* 1007.** Page 1140, line 7: delete lines 7 to 24.

21 ✓ ***b1207/1.3* 1008.** Page 1140, line 25: delete the material beginning with
22 that line and ending with page 1142, line 6.

23 ✓ ***b0935/3.2* 1009.** Page 1143, line 13: delete “a portion” and substitute
24 “70%”.

1 ✓✓ *b0935/3.3* **1010.** Page 1144, line 1: delete lines 1 and 2.

2 ✓✓ *b1178/1.1* **1011.** Page 1144, line 9: delete "70%" and substitute "50%".

3 ✓✓ *b1839/3.21* **1012.** Page 1155, line 13: after that line insert:

4 ✓✓ *b1839/3.21* **"SECTION 2249m.** 146.40 (4d) (a) of the statutes is amended to
5 read:

6 146.40 (4d) (a) ~~The~~ Except as provided in par. (am), the department shall
7 require each applicant to provide the department with his or her social security
8 number, if the applicant is an individual, or the applicant's federal employer
9 identification number, if the applicant is not an individual, as a condition of issuing
10 a certification under sub. (3) or an approval under sub. (3m).

11 ✓ *b1839/3.21* **SECTION 2249mi.** 146.40 (4d) (am) of the statutes is created to
12 read:

13 146.40 (4d) (am) If an individual who applies for a certification or approval
14 under par. (a) does not have a social security number, the individual, as a condition
15 of obtaining certification or approval, shall submit a statement made or subscribed
16 under oath or affirmation to the department that the applicant does not have a social
17 security number. The form of the statement shall be prescribed by the department
18 of workforce development. A certification or approval issued in reliance upon a false
19 statement submitted under this paragraph is invalid.

20 ✓ *b1839/3.21* **SECTION 2249n.** 146.40 (4d) (c) of the statutes is amended to
21 read:

22 146.40 (4d) (c) ~~The~~ Except as provided in par. (am), the department shall deny
23 an application for the issuance of a certification or approval specified in par. (a) if the
24 applicant does not provide the information specified in par. (a).

1 ✓ ***b1839/3.21* SECTION 2249p.** 146.51 (1) (intro.) of the statutes is amended to
2 read:

3 146.51 (1) (intro.) ~~The Except as provided in sub. (1m), the~~ department shall
4 require each applicant to provide the department with the applicant's social security
5 number, if the applicant is an individual, as a condition of issuing or renewing any
6 of the following:

7 ✓ ***b1839/3.21* SECTION 2249q.** 146.51 (1m) of the statutes is created to read:

8 146.51 (1m) If an individual who applies for or to renew a license, training
9 permit or certification under sub. (1) does not have a social security number, the
10 individual, as a condition of obtaining the license, training permit or certification,
11 shall submit a statement made or subscribed under oath or affirmation to the
12 department that the applicant does not have a social security number. The form of
13 the statement shall be prescribed by the department of workforce development. A
14 license, training permit or certification issued or renewed in reliance upon a false
15 statement submitted under this subsection is invalid.

16 ✓ ***b1839/3.21* SECTION 2249r.** 146.52 (1) (intro.) of the statutes is amended to
17 read:

18 146.52 (1) (intro.) ~~The Except as provided in sub. (1m), the~~ department shall
19 require each applicant to provide the department with his or her social security
20 number, if the applicant is an individual, or the applicant's federal employer
21 identification number, if the applicant is not an individual, as a condition of issuing
22 or renewing any of the following:

23 ✓ ***b1839/3.21* SECTION 2249s.** 146.52 (1m) of the statutes is created to read:

24 146.52 (1m) If an individual who applies for or to renew a license, training
25 permit or certificate under sub. (1) does not have a social security number, the

1 individual, as a condition of obtaining the license, training permit or certificate, shall
2 submit a statement made or subscribed under oath or affirmation to the department
3 that the applicant does not have a social security number. The form of the statement
4 shall be prescribed by the department of workforce development. A license, training
5 permit or certificate issued or renewed in reliance upon a false statement submitted
6 under this subsection is invalid.

7 ✓ ***b1839/3.21* SECTION 2249t.** 146.52 (3) of the statutes is amended to read:

8 146.52 (3) The Except as provided in sub. (1m), the department shall deny an
9 application for the issuance or renewal of a license, certificate or permit specified in
10 sub. (1) if the applicant does not provide the information specified in sub. (1).”.

11 ✓ ***b1161/1.1* 1013.** Page 1156, line 10: after “(b)” insert “1. to 7.”.

12 ✓ ***b1161/1.2* 1014.** Page 1156, line 21: delete lines 21 and 22.

13 ✓ ***b1161/1.3* 1015.** Page 1158, line 3: after that line insert:

14 “8. A person who is designated as a poison information provider, annually
15 receives at least 16 documented hours of job-relevant continuing education and has
16 an appropriate health-oriented background.”.

17 ✓ ***b1161/1.4* 1016.** Page 1158, line 4: delete lines 4 to 11.

18 ***b0828/2.12* 1017.** Page 1158, line 11: after that line insert:

19 ✓ ***b0828/2.12* “SECTION 2252gm.** 146.819 (4) (e) of the statutes is repealed.”.

20 ✓ ***b1701/2.2* 1018.** Page 1158, line 11: after that line insert:

21 ✓ ***b1701/2.2* “SECTION 2251r.** 146.84 (3) of the statutes is amended to read:

22 146.84 (3) DISCIPLINE OF EMPLOYEES. Any person employed by the state, or any
23 political subdivision of the state who violates s. 146.82 or 146.83, except a health care

1 provider that negligently violates s. 153.50 (6) (c), may be discharged or suspended
2 without pay.”.

3 ✓ ***b1867/2.2* 1019.** Page 1158, line 11: after that line insert:

4 ✓ ***b1867/2.2* “SECTION 2252m.** 146.81 (1) (eq) of the statutes is created to read:

5 146.81 (1) (eq) An athletic trainer licensed under subch. VI of ch. 448.”.

6 ✓ ***b1764/2.3* 1020.** Page 1158, line 19: delete lines 19 to 21 and substitute

7 “commencement of each fiscal year, ~~estimate the total amount of expenditures and~~
8 ~~the department shall assess the estimated total amount under s. 20.435 (1) (gp) to~~
9 hospitals, as defined in s. 50.33 (2), a total of \$1,500,000, in proportion to each
10 hospital’s respective gross”.

11 ✓ ***b1702/1.1* 1021.** Page 1169, line 20: after that line insert:

12 ✓ ***b1702/1.1* “SECTION 2277m.** 149.165 (2) (intro.) of the statutes is amended
13 to read:

14 149.165 (2) (intro.) If Subject to sub. (3m), if the household income, as defined
15 in s. 71.52 (5) and as determined under sub. (3), of an eligible person is equal to or
16 greater than the first amount and less than the 2nd amount listed in any of the
17 following, the department shall reduce the premium for the eligible person to the rate
18 shown after the amounts:

19 ✓ ***b1702/1.1* SECTION 2277p.** 149.165 (2) (e) of the statutes is created to read:

20 149.165 (2) (e) If equal to or greater than \$20,000 and less than \$25,000, to
21 130% of the rate that a standard risk would be charged under an individual policy
22 providing substantially the same coverage and deductibles as provided under the
23 plan.

24 ✓ ***b1702/1.1* SECTION 2277t.** 149.165 (3m) of the statutes is created to read:

1 ✓ 149.165 (3m) Upon request of the board, the joint committee on finance may
2 approve or disapprove adjustment, by the board or the department, of the household
3 income dollar amounts listed in sub. (2) (a) to (e), except for the first dollar amount
4 listed in sub. (2) (a), to reflect changes in the consumer price index for all urban
5 consumers, U.S. city average, as determined by the U.S. department of labor. With
6 any request for approval of adjustment under this subsection, the board shall submit
7 to the joint committee on finance the proposed adjusted amounts.”.

8 ✓✓ *b0828/2.13* **1022.** Page 1170, line 11: after that line insert:

9 ✓✓ *b0828/2.13* “SECTION 2278rm. 150.84 (2) of the statutes is amended to read:
10 150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or
11 any hospital, nursing home, community-based residential facility, county home,
12 county infirmary, county hospital, county mental health center, ~~tuberculosis~~
13 ~~sanatorium~~ or other place licensed or approved by the department under s. 49.70,
14 49.71, 49.72, 50.02, 50.03, 50.35, 51.08, or 51.09, ~~58.06, 252.073 or 252.076~~ or a
15 facility under s. 45.365, 51.05, 51.06, 233.40, 233.41, 233.42 or 252.10.”.

16 ✓✓ *b1701/2.3* **1023.** Page 1170, line 18: after that line insert:

17 ✓✓ *b1701/2.3* “SECTION 2280b. 153.45 (1) (b) of the statutes is renumbered
18 153.45 (1) (b) 1. and amended to read:

19 153.45 (1) (b) 1. Public For information that is submitted by hospitals or
20 ambulatory surgery centers, public use data files which that do not permit the
21 identification of specific patients, employers or health care providers, as defined by
22 rules promulgated by the department. The identification of ~~these groups~~ patients,
23 employers or health care providers shall be protected by all necessary means,

1 including the deletion of patient identifiers and the use of calculated variables and
2 aggregated variables.

3 ~~§~~***b1701/2.3*** SECTION 2280c. 153.45 (1) (b) 2. of the statutes is created to read:

4 153.45 (1) (b) 2. For information that is submitted by health care providers
5 other than hospitals or ambulatory surgery centers, public use data files that do not
6 permit the identification of specific patients, employers or health care providers, as
7 defined by rules promulgated by the department. The identification of patients,
8 employers or health care providers shall be protected by all necessary means,
9 including the deletion of patient identifiers; the use of calculated variables and
10 aggregated variables; the specification of counties as to residence, rather than zip
11 codes; the use of 5-year categories for age, rather than exact age; not releasing
12 information concerning a patient's race or ethnicity or dates of admission, discharge,
13 procedures or visits; and masking sensitive diagnoses and procedures by use of
14 larger diagnostic and procedure categories. Public use data files under this
15 subdivision may include only the following:

- 16 a. The patient's county of residence.
- 17 b. The payment source, by type.
- 18 c. The patient's age category, by 5-year intervals up to age 80 and a category
19 of 80 years or older.
- 20 d. The patient's procedure code.
- 21 e. The patient's diagnosis code.
- 22 f. Charges assessed with respect to the procedure code.
- 23 g. The name and address of the facility in which the patient's services were
24 rendered.
- 25 h. The patient's sex.

1 i. Information that contains the name of a health care provider that is not a
2 hospital or ambulatory surgery center, if the independent review board first reviews
3 and approves the release or if the department promulgates rules that specify
4 circumstances under which the independent review board need not review and
5 approve the release.

6 j. Calendar quarters of service, except if the department specifies by rule that
7 the number of data elements included in the public use data file is too small to enable
8 protection of patient confidentiality.

9 k. Information other than patient-identifiable data, as defined in s. 153.50 (1)
10 (b), as approved by the independent review board.

11 ✓ ***b1701/2.3* SECTION 2280e.** 153.45 (1)(c) of the statutes is renumbered 153.45
12 (1) (c) (intro.) and amended to read:

13 153.45 (1) (c) (intro.) Custom-designed reports containing portions of the data
14 under par. (b). Of information submitted by health care providers that are not
15 hospitals or ambulatory surgery centers, requests under this paragraph for data
16 elements other than those available for public use data files under par. (b) 2.,
17 including the patient's month and year of birth, require review and approval by the
18 independent review board before the data elements may be released. Information
19 that contains the name of a health care provider that is not a hospital or ambulatory
20 surgery center may be released only if the independent review board first reviews
21 and approves the release or if the department promulgates rules that specify
22 circumstances under which the independent review board need not review and
23 approve the release. Reports under this paragraph may include the patient's zip code
24 only if at least one of the following applies:

1 ~~*b1701/2.3*~~ SECTION 2280f. 153.45 (1) (c) 1. to 4. of the statutes are created
2 to read:

3 153.45 (1) (c) 1. Other potentially identifying data elements are not released.

4 2. Population density is sufficient to mask patient identity.

5 3. Other potentially identifying data elements are grouped to provide
6 population density sufficient to protect identity.

7 4. Multiple years of data elements are added to protect identity.

8 ~~*b1701/2.3*~~ SECTION 2280g. 153.45 (6) of the statutes is created to read:

9 153.45 (6) The department may not sell or distribute data bases of information,
10 from health care providers who are not hospitals or ambulatory surgery centers, that
11 are able to be linked with public use data files, unless first approved by the
12 independent review board.

13 ~~*b1701/2.3*~~ SECTION 2280ge. 153.50 (1) (a) of the statutes is renumbered
14 153.01 (2m).

15 ~~*b1701/2.3*~~ SECTION 2280gg. 153.50 (1) (b) of the statutes is renumbered
16 153.50 (1) (b) 1., and 153.50 (1) (b) 1. (intro.), as renumbered, is amended to read:

17 153.50 (1) (b) 1. (intro.) "Patient-identifiable data", for information submitted
18 by hospitals and ambulatory surgery centers, means all of the following data
19 elements:

20 ~~*b1701/2.3*~~ SECTION 2280gm. 153.50 (1) (b) 2. of the statutes is created to
21 read:

22 153.50 (1) (b) 2. "Patient-identifiable data", for information submitted by
23 health care providers who are not hospitals or ambulatory surgery centers, means
24 all of the following data elements:

25 a. Data elements specified in subd. 1. a. to g., L. and m.

1 b. Whether the patient's condition is related to employment, and occurrence
2 and place of an auto accident or other accident.

3 c. Date of first symptom of current illness, of current injury or of current
4 pregnancy.

5 d. First date of patient's same or similar illness, if any.

6 e. Dates that the patient has been unable to work in his or her current
7 occupation.

8 f. Dates of receipt by patient of medical service.

9 g. The patient's city, town or village.

10 ~~*b1701/2.3*~~ **SECTION 2280h.** 153.50 (2) of the statutes is repealed.

11 ~~*b1701/2.3*~~ **SECTION 2280i.** 153.50 (3) (b) 7. of the statutes is created to read:

12 153.50 (3) (b) 7. The patient's account number, after use only as verification of
13 data by the department.

14 ~~*b1701/2.3*~~ **SECTION 2280j.** 153.50 (3) (c) of the statutes is created to read:

15 153.50 (3) (c) Develop, for use by purchasers of data under this chapter, a data
16 use agreement that specifies data use restrictions, appropriate uses of data and
17 penalties for misuse of data, and notify prospective and current purchasers of data
18 of the appropriate uses.

19 ~~*b1701/2.3*~~ **SECTION 2280k.** 153.50 (3) (d) of the statutes is created to read:

20 153.50 (3) (d) Require that a purchaser of data under this chapter sign and have
21 notarized the data use agreement of the department specified in par. (c).

22 ~~*b1701/2.3*~~ **SECTION 2280km.** 153.50 (3m) of the statutes is created to read:

23 153.50 (3m) **HEALTH CARE PROVIDER MEASURES TO ENSURE PATIENT IDENTITY**
24 **PROTECTION.** A health care provider that is not a hospital or ambulatory surgery
25 center shall, before submitting information required by the department under this

1 chapter, convert to a payer category code as specified by the department any names
2 of an insured's payer or other insured's payer.

3 ✓ ***b1701/2.3* SECTION 2280kp.** 153.50 (4) (intro.) of the statutes is renumbered
4 153.50 (4) (a) (intro.) and amended to read:

5 153.50 (4) (a) (intro.) Under Except as specified in par. (b), under the
6 procedures specified in sub. (5), release of patient-identifiable data may be made
7 only to any of the following:

8 ✓ ***b1701/2.3* SECTION 2280kq.** 153.50 (4) (a) of the statutes is repealed.

9 ✓ ***b1701/2.3* SECTION 2280kr.** 153.50 (4) (b) to (e) of the statutes are
10 renumbered 153.50 (4) (a) 1. to 4.

11 ✓ ***b1701/2.3* SECTION 2280ks.** 153.50 (4) (b) of the statutes is created to read:

12 153.50 (4) (b) Of information submitted by health care providers that are not
13 hospitals or ambulatory surgery centers, patient-identifiable data that contain a
14 patient's date of birth may be released under par. (a) only under circumstances as
15 specified by rule by the department.

16 ✓ ***b1701/2.3* SECTION 2280ku.** 153.50 (5) (a) (intro.) of the statutes is amended
17 to read:

18 153.50 (5) (a) (intro.) The department may not release or provide access to
19 patient-identifiable data to a person authorized under sub. (4) (a), ~~(c), (d) or (e)~~
20 unless the authorized person requests the department, in writing, to release the
21 patient-identifiable data. The request shall include all of the following:

22 ✓ ***b1701/2.3* SECTION 2280kv.** 153.50 (5) (a) 3. of the statutes is amended to
23 read:

1 153.50 (5) (a) 3. For a person who is authorized under sub. (4) (a), ~~(e) or (d)~~ to
2 receive or have access to patient-identifiable data, evidence, in writing, that
3 indicates that authorization.

4 ***b1701/2.3* SECTION 2280kw.** 153.50 (5) (a) 4. (intro.) of the statutes is
5 amended to read:

6 153.50 (5) (a) 4. (intro.) For an entity that is authorized under sub. (4) ~~(e)~~ (a)
7 4 to receive or have access to patient-identifiable data, evidence, in writing, of all
8 of the following:

9 ***b1701/2.3* SECTION 2280kx.** 153.50 (5) (b) 3. of the statutes is amended to
10 read:

11 153.50 (5) (b) 3. For a person who believes that he or she is authorized under
12 sub. (4) ~~(a)~~, the action provided under s. 19.37.”.

13 ***b1701/2.4* 1024.** Page 1170, line 22: after that line insert:

14 ***b1701/2.4* “SECTION 2280p.** 153.50 (6) of the statutes is renumbered 153.50
15 (6) (a).

16 ***b1701/2.4* SECTION 2280q.** 153.50 (6) (b), (c), (d) and (e) of the statutes are
17 created to read:

18 153.50 (6) (b) The department may not require under this chapter a health care
19 provider that is not a hospital or ambulatory surgery center to submit uniform
20 patient billing forms.

21 (c) A health care provider that is not a hospital or ambulatory surgery center
22 may not submit any of the following to the department under the requirements of
23 this chapter:

24 1. The data elements specified under sub. (3) (b).

- 1 2. The patient's telephone number.
- 2 3. The insured's employer's name or school name.
- 3 4. Data regarding insureds other than the patient, other than the payer
- 4 category code under sub. (3m).
- 5 5. The patient's employer's name or school name.
- 6 6. The patient's relationship to the insured.
- 7 7. The insured's identification number.
- 8 8. The insured's policy or group number.
- 9 9. The insured's date of birth or sex.
- 10 10. The patient's marital, employment or student status.

11 (d) If a health care provider that is not a hospital or ambulatory surgery center
12 submits a data element that is specified in par. (c) 1. to 10., the department shall
13 immediately return this information to the health care provider or, if discovered
14 later, shall remove and destroy the information.

15 (e) A health care provider may not submit information that uses any of the
16 following as a patient account number:

- 17 1. The patient's social security number or any substantial portion of the
- 18 patient's social security number.
- 19 2. A number that is related to another patient identifying number.

20 ✓ ~~*b1701/2.4*~~ **SECTION 2280r.** 153.55 of the statutes is amended to read:

21 ✓ ~~153.55 Protection of health care provider confidentiality. Health care~~
22 ~~provider identifiable data~~ Data obtained under this chapter is not subject to
23 inspection, copying or receipt under s. 19.35 (1).".

24 ✓ ~~*b1701/2.5*~~ **1025.** Page 1172, line 14: after that line insert:

✓✓
1 *b1701/2.5* SECTION 2283g. 153.67 of the statutes is created to read:

2 **153.67 Independent review board.** The independent review board shall
3 review any request under s. 153.45 (1) (c) for data elements other than those
4 available for public use data files under s. 153.45 (1) (b). Unless the independent
5 review board approves such a request or unless independent review board approval
6 is not required under rules of the department promulgated under s. 153.45 (1) (c)
7 (intro.), the data elements requested may not be released.

8 ✓ *b1701/2.5* SECTION 2283h. 153.76 of the statutes is created to read:

9 ✓ **153.76 Rule-making by the independent review board.**
10 Notwithstanding s. 15.01 (1r), the independent review board may promulgate only
11 those rules that are first reviewed and approved by the board on health care
12 information.

13 ✓ *b1701/2.5* SECTION 2283i. 153.85 of the statutes is amended to read:

14 **153.85 Civil liability.** Any Except as provided in s. 153.86, any person
15 violating s. 153.50 or rules promulgated under s. 153.75 (1) (a) is liable to the patient
16 for actual damages and costs, plus exemplary damages of up to \$1,000 for a negligent
17 violation and up to \$5,000 for an intentional violation.

18 ✓ *b1701/2.5* SECTION 2283j. 153.86 of the statutes is created to read:

19 **153.86 Immunity from liability.** (1) A health care provider that submits
20 information to the department under this chapter is immune from civil liability for
21 all of the following:

22 (a) Any act or omission of an employe, official or agent of the health care
23 provider that results in the release of a prohibited data element while submitting
24 data to the department.

25 (b) Any act or omission of the department that results in the release of data.

1 (2) The immunity provided under this section does not apply to intentional,
2 wilful or reckless acts or omissions by health care providers.

3 ✓ ***b1701/2.5* SECTION 2283k.** 153.90 (1) of the statutes is amended to read:

4 153.90 (1) Whoever intentionally violates s. 153.45 (5) or 153.50 or rules
5 promulgated under s. 153.75 (1) (a) may be fined not more than ~~\$10,000~~ \$15,000 or
6 imprisoned for not more than ~~9 months~~ one year in the county jail or both.”

7 ✓ ***b0828/2.14* 1026.** Page 1174, line 2: after that line insert:

8 ~~(b0828/2.14*~~ **SECTION 2283rm.** 155.01 (6) of the statutes is amended to read:

9 155.01 (6) “Health care facility” means a facility, as defined in s. 647.01 (4), or
10 any hospital, nursing home, community-based residential facility, county home,
11 county infirmary, county hospital, county mental health center, ~~tuberculosis~~
12 ~~sanatorium~~ or other place licensed or approved by the department under s. 49.70,
13 49.71, 49.72, 50.02, 50.03, 50.35, 51.08, or 51.09, ~~58.06, 252.073 or 252.076~~ or a
14 facility under s. 45.365, 51.05, 51.06, 233.40, 233.41, 233.42 or 252.10.”

15 ✓ ***b1661/1.1* 1027.** Page 1174, line 2: after that line insert:

16 ✓ ***b1661/1.1* “SECTION 2283t.** 157.065 (3) of the statutes is renumbered
17 157.065 (3) (a).

18 ✓ ***b1661/1.1* SECTION 2283u.** 157.065 (3) (b) of the statutes is created to read:

19 157.065 (3) (b) Any private military academy that provides an educational
20 program for grades 7 to 12 in a 4th class city may establish a private cemetery within
21 the city on land that the military academy owns, if the common council consents. No
22 mausoleum within a cemetery established under this paragraph may exceed 3,500
23 square feet in area.”

24 ✓ ***b1654/3.14* 1028.** Page 1174, line 14: after that line insert:

1 ✓✓ *b1654/3.14* **SECTION 2288g.** 165.76 (1)(a) of the statutes, as affected by 1999
2 Wisconsin Act (this act), is amended to read:

3 165.76 (1) (a) Is in a secured correctional facility, as defined in s. 938.02 (15m),
4 or a secured child caring institution, as defined in s. 938.02 (15g), or a secured group
5 home, as defined in s. 938.02 (15p), or on probation, extended supervision, parole,
6 supervision or aftercare supervision on or after August 12, 1993, for any violation of
7 s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025.”.

8 ✓✓ *b1127/1.1* **1029.** Page 1175, line 9: after that line insert:

9 ✓✓ *b1127/1.1* **SECTION 2289t.** 165.842 of the statutes is created to read:

10 ✓✓ **165.842 Motor vehicle stops; collection of information; annual report.**

11 (1) DEFINITIONS. In this section:

12 (a) “Department” means the department of justice.

13 (b) “Law enforcement agency” has the meaning given in s. 165.77 (1) (b).

14 (c) “Law enforcement officer” means a person who is employed by a law
15 enforcement agency for the purpose of detecting and preventing crime and enforcing
16 laws or ordinances and who is authorized to make arrests for violations of the laws
17 or ordinances the person is employed to enforce, whether that enforcement authority
18 extends to all laws or ordinances or is limited to specific laws or ordinances.

19 (d) “Motor vehicle stop” means the stop of a motor vehicle that is traveling in
20 any public or private place, or the detention of an occupied motor vehicle that is
21 already stopped in any public or private place, for the purpose of investigating any
22 alleged or suspected violation of a state or federal law or city, village, town or county
23 ordinance.

1 (2) INFORMATION COLLECTION REQUIRED. All persons in charge of law
2 enforcement agencies shall obtain, or cause to be obtained, all of the following
3 information with respect to each motor vehicle stop made on or after January 1, 2001,
4 by a law enforcement officer employed by the law enforcement agency:

5 (a) The reason the law enforcement officer stopped the motor vehicle.

6 (b) The age, gender and race or ethnicity of the driver of the motor vehicle.

7 (c) The number of persons in the motor vehicle.

8 (d) Whether a search was conducted of the motor vehicle, the driver of the motor
9 vehicle or any passenger in the motor vehicle, and for each search conducted all of
10 the following information:

11 1. Whether the search was based on probable cause or reasonable suspicion,
12 on the consent of the person searched or, for a motor vehicle search, on the consent
13 of the driver or other authorized person.

14 2. If the search was of a passenger in the motor vehicle, the age, gender and race
15 or ethnicity of the passenger.

16 3. What, if anything, was seized as a result of the search.

17 (e) Whether a person was asked to give consent to a search of the motor vehicle
18 or of his or her person but refused to give consent.

19 (f) Whether the motor vehicle stop or a search conducted during the stop
20 resulted in the driver or any passenger being given a written warning of or a citation
21 for a violation of any law or ordinance and, if so, a listing of each warning or citation
22 given and the alleged violation for which the warning or citation was given.

23 (g) Whether the motor vehicle stop or a search conducted during the stop
24 resulted in the arrest of the driver or any passenger and, if so, a listing of each arrest
25 made and the reason for the arrest.

1 (h) Any other information required to be collected under the rules promulgated
2 by the department under sub. (5).

3 (3) SUBMISSION OF INFORMATION COLLECTED. The information obtained by a law
4 enforcement agency under sub. (2) shall be forwarded to the department using the
5 form prescribed by the rules promulgated under sub. (5) and in accordance with the
6 reporting schedule established under the rules promulgated under sub. (5).

7 (4) ANALYSIS AND REPORT BY DEPARTMENT. (a) The department shall compile the
8 information submitted to it by law enforcement agencies under sub. (3) and shall
9 analyze the information, along with any other relevant information, to determine
10 whether law enforcement officers target racial minorities when making motor
11 vehicle stops to investigate alleged or suspected violations of federal, state or local
12 laws or ordinances.

13 (b) For each calendar year, the department shall prepare an annual report that
14 summarizes the information submitted to it by law enforcement agencies concerning
15 motor vehicle stops made during the calendar year and that describes the methods
16 and conclusions of its analysis of the information. On or before March 31, 2002, and
17 on or before each March 31 thereafter, the department shall submit the annual
18 report required under this paragraph to the legislature under s. 13.172 (2), to the
19 governor and to the director of state courts.

20 (5) RULES. (a) The department shall promulgate rules to implement the
21 requirements of this section, including rules prescribing a form for use in obtaining
22 information under sub. (2) and establishing a schedule for forwarding the
23 information obtained to the department. The department shall make the form
24 prescribed by its rules available to law enforcement agencies.

1 (b) The department may by rule require the collection of information in
2 addition to that specified in sub. (2) (a) to (g) if the department determines that the
3 information will help to determine whether law enforcement officers target racial
4 minorities when making motor vehicle stops to investigate alleged or suspected
5 violations of federal, state or local laws or ordinances.”.

6 ✓✓ *b1654/3.15* **1030.** Page 1175, line 9: after that line insert:

7 ✓✓ *b1654/3.15* “SECTION 2289d. 165.76 (2) (b) 2. of the statutes is amended to
8 read:

9 165.76 (2) (b) 2. If the person has been sentenced to prison or placed in a secured
10 correctional facility ~~or~~, a secured child caring institution or a secured group home,
11 he or she shall provide the specimen under par. (a) at the office of a county sheriff as
12 soon as practicable after release on parole, extended supervision or aftercare
13 supervision, as directed by his or her probation, extended supervision and parole
14 agent or aftercare agent, except that the department of corrections or the county
15 department under s. 46.215, 46.22 or 46.23 operating the secured group home in
16 which the person is placed may require the person to provide the specimen while he
17 or she is in prison or in a the secured correctional facility ~~or a~~, secured child caring
18 institution or secured group home.”.

19 ✓✓ *b1839/3.22* **1031.** Page 1175, line 9: after that line insert:

20 ✓✓ *b1839/3.22* “SECTION 2289d. 165.85 (3m) (b) of the statutes is renumbered
21 165.85 (3m) (b) 1. and amended to read:

22 165.85 (3m) (b) 1. Request that an individual provide the board with his or her
23 social security number when he or she applies for certification or recertification
24 under this section. If Except as provided in subd. 2., if an individual who is requested

1 by the board to provide his or her social security number under this paragraph does
2 not comply with the board's request, the board shall deny the individual's application
3 for certification or recertification. The board may disclose a social security number
4 provided by an individual under this paragraph only to the department of workforce
5 development as provided in a memorandum of understanding entered into with the
6 department of workforce development under s. 49.857.

7 ✓ ***b1839/3.22* SECTION 2289e.** 165.85 (3m) (b) 2. of the statutes is created to
8 read:

9 165.85 (3m) (b) 2. As a condition of applying for certification or recertification,
10 an individual who does not have a social security number shall submit a statement
11 made or subscribed under oath or affirmation to the board that he or she does not
12 have a social security number. The form of the statement shall be prescribed by the
13 department of workforce development. A certification or recertification issued in
14 reliance on a false statement submitted under this subdivision is invalid.”.

15 ✓ ***b0749/1.2* 1032.** Page 1176, line 24: after that line insert:

16 ✓ ***b0749/1.2* “SECTION 2301m.** 166.03 (2) (a) 6. of the statutes is created to read:

17 166.03 (2) (a) 6. Purchase from the appropriation under s. 20.465 (3) (a), at a
18 cost not to exceed \$110,000, infrared optical equipment to be located and maintained
19 by the Chippewa County emergency management agency and used by the civil air
20 patrol to search for lost individuals.”.

21 ✓ ***b0750/1.1* 1033.** Page 1177, line 13: after that line insert:

22 ✓ ***b0750/1.1* “SECTION 2303b.** 166.215 (1) of the statutes is amended to read:

23 166.215 (1) The Beginning July 1, 2001, the division shall contract with no
24 fewer than 7 and no more than 9 regional emergency response teams, each of which

1 ~~will one of which shall be located in La Crosse County. Each regional emergency~~
2 ~~response team shall assist in the emergency response to level A releases in a region~~
3 of this state designated by the division. The division shall contract with at least one
4 regional emergency response team in each area designated under s. 166.03 (2) (b) 1.
5 The division may only contract with a local agency, as defined in s. 166.22 (1) (c),
6 under this subsection. A member of a regional emergency response team shall meet
7 the standards for a hazardous materials specialist in 29 CFR 1910.120 (q) (6) (iv) and
8 national fire protection association standards NFPA 471 and 472. Payments to
9 regional emergency response teams under this subsection shall be made from the
10 appropriation account under s. 20.465 (3) (dd).".